



Board Resolution:  
Resolution # 23-12

# Before the Placer County Air Pollution Control District Board of Directors

**In the Matter Of:** Approval of the revision of the continuance of an exemption of the Iowa Hill Area from portions of the California Air Resources Board’s Airborne Toxic Control Measure to Reduce Emissions of Toxic Air Contaminants from Outdoor Residential Waste Burning

The following **RESOLUTION** was duly passed by the Placer County Air Pollution Control District Board of Directors (District Board) at a regular meeting held on August 10, 2023, by the following vote:

Ayes: Alvord  Andreatta  Berlant absent Burruss absent  
Jim Holmes  Janda absent Jones  Landon  Ring absent  
Alternates: Mike Holmes

Noes: Alvord \_\_\_\_\_ Andreatta \_\_\_\_\_ Berlant \_\_\_\_\_ Burruss \_\_\_\_\_  
Holmes \_\_\_\_\_ Janda \_\_\_\_\_ Jones \_\_\_\_\_ Landon \_\_\_\_\_ Ring \_\_\_\_\_  
Alternates: \_\_\_\_\_

Abstain: Alvord \_\_\_\_\_ Andreatta \_\_\_\_\_ Berlant \_\_\_\_\_ Burruss \_\_\_\_\_  
Holmes \_\_\_\_\_ Janda \_\_\_\_\_ Jones \_\_\_\_\_ Landon \_\_\_\_\_ Ring \_\_\_\_\_  
Alternates: \_\_\_\_\_

Signed and approved by me after its passage:  
Jim Holmes Chairperson

Shanna Haron Attest: Clerk of said Board

**WHEREAS**, the District Board is authorized to adopt rules and regulations and do such acts as may be necessary or proper to execute the powers and duties granted by Health and Safety Code

Sections 40001, 40702, 40716, 41010, and 41013 (Health and Safety Code Section 40727(b)(2)); and

**WHEREAS**, the California Air Resources Board’s Airborne Toxic Control Measure to Reduce Emissions of Toxic Air Contaminants from Outdoor Residential Waste Burning, commencing with Section 93113, Title 17, California Code of Regulations, provides for exemptions; and

**WHEREAS**, on June 8, 2023, the District Board previously approved Resolution 23-08 authorizing staff to submit a Request for Exemption from the California Air Resources Board’s Airborne Toxic Control Measure to Reduce Emissions of Toxic Air Contaminants from Outdoor Residential Waste Burning, pursuant to Section 93113 (e), Title 17, California Code of Regulations, which states “Where the population density is greater than 10.0 within the boundaries of any census zip code within an air district, an air district may file a Request of Exemption to create sub-areas within a census zip code to allow the burning of dry non-glossy paper and cardboard, or the use of burn barrels or incinerators, or both, subject to the provisions of subsection (e)(10), provided the unincorporated sub-area has a population density of less than or equal to 3.0”; and

**WHEREAS**, a review of our recent submittal by the California Air Resources Board (CARB) showed that the map used for the Iowa Hill sub-area needed to be revised to align with the 2018 map previously used; and

**WHEREAS**, Placer County Air Pollution Control District (District) staff have determined that Iowa Hill is a sub-area of the census zip codes 95631, 95713, and 95717;

**WHEREAS**, District staff have determined that the population density of the Iowa Hill area is less than 3.0 people per square mile; and

**WHEREAS**, there are no incorporated municipalities within the boundaries of the Iowa Hill sub-area; and

**WHEREAS**, due to the remoteness of Iowa Hill, the long traveling time and distance to transfer stations and with limited waste hauling services, it has been difficult for residents to dispose of paper and cardboard; and

**WHEREAS**, the Iowa Hill area is located in a high fire hazard area and the continued use of a burn barrel for burning vegetation, non-glossy paper and cardboard is agreed to by the Iowa Hill Volunteer Fire Company; and

**WHEREAS**, the District Board has considered the health risks to the population of Iowa Hill, considering the sparse population, lower risk from the burning of paper and cardboard compared to other possible combustibles such as plastic, and the temporary nature of the exemptions; and

**WHEREAS**, the District Board has determined that there is no air district rule, local ordinance, or other enforceable mechanism that was in effect on January 4, 2002, or thereafter, that would otherwise prohibit the use of a burn barrel or incinerator or the burning of dry-non-glossy paper and cardboard in Iowa Hill; and

**WHEREAS**, the Iowa Hill community was granted an exemption from certain provisions of the CARB's Airborne Toxic Control Measure to Reduce Emissions of Toxic Air Contaminant from Outdoor Residential Waste Burning in 2003, with the last exemption approved in 2018 expiring on December 31, 2023; and

**WHEREAS**, that an exemption from the certain provisions of the CARB's Airborne Toxic Control Measure to Reduce Emissions of Airborne Toxic Air Contaminants from Outdoor Residential Waste Burning commencing with Section 93113, Title 17, California Code of Regulations, pursuant to Section 93113 (e) Exemption Subsection (5), is warranted; and

**WHEREAS**, District staff will continue to provide public information on the health hazards of smoke and alternatives to burning to the public via the District's website and open burning brochure; and

**WHEREAS**, District staff are working with CAL FIRE staff to determine if smoke health hazard information can be added to their online residential burn permit for burn barrels; and

**WHEREAS**, the District will continue to allow the residents of the Iowa Hill sub-area, Placer County, as presented in Exhibit 1, to use burn barrels along with burning non-glossy paper and cardboard; and

**WHEREAS**, no other areas in Placer County have an exemption from CARB's Airborne Toxic Control Measure to Reduce Emissions of Toxic Air Contaminant from Outdoor Residential Waste Burning, and

**WHEREAS**, this Resolution 23-12 supersedes Resolution 23-08.

**NOW THEREFORE BE IT RESOLVED** that the District Board requests CARB approve the revised exemption request for the residents in the sub-area in Iowa Hill from portions of the Airborne Toxic Control Measure to Reduce Emissions of Toxic Air Contaminants from Outdoor Residential Burning and thereby allow the residents of Iowa Hill to continue burning non-glossy

paper, cardboard and using burn barrels in accordance with Section 93113, Title 17, California Code of Regulations, Section 93113 (e) Exemption Subsection (5) until December 31, 2028; and

**BE IT FURTHER RESOLVED** that the District Board authorizes and directs the APCO to evaluate the need for the continuation of the exemption before December 31, 2028, prior to the exemption expiration on December 31, 2028;

**BE IT FURTHER RESOLVED** that if the APCO determines that an exemption for Iowa Hill continues to be necessary, then the APCO is authorized and directed to submit a Request for Exemption, until December 31, 2033, on the District Board's behalf, along with any updated information, to CARB before the expiration of the current CARB approved exemption in accordance with Section 93113, Title 17, California Code of Regulations, Section 93113 (e) Exemption Subsection (5).